

Dallas County, Texas Probate Cases 1846 – Early 1900's

Case Number 2094

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Founded 1955

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FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1978

2094

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THE STATE OF TEXAS.

To all Persons Interested in the Estate of *Geo J Penn* Deceased :

Mrs Alice V Penn has filed, in the County Court of Dallas County, State of Texas, an application for the Probate of the last Will of said *Geo J Penn* deceased, and for Letters Testamentary, which application will be heard and acted upon by said Court, at the next term thereof, to be held at the Court House in the City of Dallas, County of Dallas, State aforesaid, and commencing on the first Monday in *November* A. D. 189*9*, at which time and place all persons interested in said Estate shall appear and contest said application, should they desire to do so.

WITNESS: A. S. JACKSON, County Clerk of Dallas County, Texas.

Given under my hand and the seal of said Court at office in the City

of Dallas, this *11* day of *Oct* A. D. 189*9*

A. S. JACKSON,

County Clerk, Dallas Co., Texas.

By *A Taylor* Deputy.

EXECUTOR'S BOND.

The State of Texas, Estate of

COUNTY OF DALLAS.

KNOW ALL MEN BY THESE PRESENTS, That we, _____ and _____ as Principal, and _____ and _____ as Sureties, are held and firmly bound unto the County Judge of said County of Dallas, and his successors in office, in the sum of _____ Dollars; conditioned that the above bound _____ who has been appointed _____ shall well and truly perform all the duties required of him under said appointment.

WITNESS our hands and seals, this _____ day of _____ 189 _____

(SEAL)

(SEAL)

(SEAL)

I DO SOLEMNLY SWEAR that the writing which has been offered for probate, is the last will of *Geo J Penn* deceased, so far as I know or believe; and that I will well and truly perform all the duties of Executor of said will *without* *Bond* *Alice V Penn*

Sworn to and subscribed before me this *5* day of *April* 189*0*

A Jackson County Clerk, Dallas County, Texas.
By *B F Coleman* Deputy.

Recorded 12/ 77

No. 2709

COUNTY COURT.

ESTATE OF
Geo T Penn

Decensed.

NOTICE OF APPLICATION FOR PROBATE OF
WILL AND LETTERS.

Issued this *11* day of
Oct 189*9*

A. S. JACKSON, COUNTY CLERK.

By *J Taylor* Deputy.

SHERIFF'S RETURN.

Came to hand the *11* day of *Oct*
189*9*, and executed the *17* day of *Oct*

189*9*, by posting up three copies of this Writ at three public places in Dallas County, one of which was at the Court House door of said County, and no two of which were in the same town or city.

BEN E. OSWELL, SHERIFF, DALLAS CO.

By *J F Larson* Deputy.

PRINTED BY THE DALLAS GENEALOGICAL SOCIETY

Fees \$ 2.25

No. 2709

COUNTY COURT,
DALLAS COUNTY.

EXECUTOR'S BOND. *Path*

ESTATE OF

Geo. T. Penn
decd

Filed *April 5-1900*
A. S. Jackson, Clerk,

By *B. J. Larson* Deputy.

Approved this _____ day of
189*9*

County Judge, Dallas county.

A. D. Aldridge & Co., Printers and Binders, Dallas.

Recorded 76

State of Texas,
 County of Dallas.

Personally appeared in the County Court of Dallas County,
 sitting in Probate W. W. Weston, a resident citizen of Dallas County,
 and a credible person, who being duly sworn on oath says that Geo. A.
 Penn died on the -----day of October, 1899, in Dallas County,
 Texas, and that at the time of his death was more than 21 years of age
 and unmarried, and that he was of sound mind at the time of the making
 of the will by him which is produced in court and identified by the wit-
 ness. That his property was situated in Dallas County, Texas; that on
 the day and date named in said will that said Penn signed the will pro-
 duced in court in the presence of affiant and the other subscribing wit-
 nesses thereto, and that affiant and said subscribing witnesses saw him
 sign his name thereto, and that affiant and J. F. Dito and J. M. Freeman the other subscribing wit-
 nesses subscribed the said will as witnesses at the request of the said
 Penn and in the presence of each other; and that said will produced in
 court and offered to probate is the last will and testament of said
 Penn.

W. W. Weston

Sworn to and subscribed before me in open Court
 this 5th day of April 1900.

At Jackson Clerk C. Court,
 Dallas County, Tex.
 By B. F. Cullum Deputy

K 2709

Est. Sec. J. Penn

Proof of Will

FILED *April 5, 1900*

A. S. JACKSON

County Clerk, Dallas County, Texas

A. S. Jackson

DEPUTY

Recorded in Minutes

John.

court and offered to produce to the just will and testament of said

John and in the presence of each other; and that said will produced in

the court and read and approved by the court and the other subscribing wit-

nesses, and that said will and testament of said John and the other subscrib-

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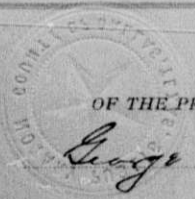
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FILED BY THE DALLAS GENEALOGICAL SOCIETY-1978



INVENTORY AND APPRAISEMENT

OF THE PROPERTY, REAL AND PERSONAL, BELONGING TO THE ESTATE OF

George S. Penn Deceased

*414 acres of land in Tarrant County
 the same conveyed by John Penn to
 George W Penn father of George T. Penn
 deceased; and partitioned to George
 W Penn in the suit of Robert Penn
 vs George W Penn et al in Tarrant County
 Tarrant County -
 valued at \$20⁰⁰ - for use ~~\$2000~~ \$10350*

No. 2709

COUNTY COURT.

ESTATE OF

August T. Pennington

Inventory and Appraisement.

Filed 5 day of April 1900

A. Jackson
County Clerk.
By *B. F. Adams* Deputy

Examined and Approved this

day of April 1900
August T. Pennington
County Judge.

Recorded 246

THE STATE OF TEXAS.
COUNTY OF DALLAS.

I, *Alice V. Penn Independent Executor*

of the above named Estate do solemnly swear that the foregoing is a true, full and complete Inventory of all the property, real and personal, belonging to said Estate, that has come to my knowledge.

Alice V. Penn

Sworn to and Subscribed before me, this the 5 day of April A. D. 1900

A. Jackson Clerk County Court,
By *B. F. Adams* Deputy.

THE STATE OF TEXAS.
COUNTY OF DALLAS.

Before the Undersigned Authority, this day personally appeared

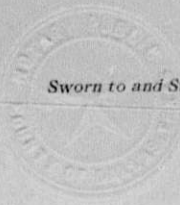
J. F. Fite and W. W. Weston

Appraisers of the above named Estate, heretofore appointed by the Court, and each being duly sworn, says that the above and foregoing is a just and true Appraisement of the property pointed out to them as belonging to said estate.

J. F. Fite
W. W. Weston

Sworn to and Subscribed before me, this the 5th day of April A. D. 1900

J. E. Davis Clerk County Court,
Notary Public in and for Dallas County, Texas Deputy.



The State of Texas,
COUNTY OF DALLAS.

No. 2709
In re Estate of Geo. J. Penn
Deed,

I, A. S. JACKSON, Clerk of the County Court in and for said County and State, hereby certify that,
on the 5 day of April A. D. 1900, Alice V. Penn
was, by said Court, having exclusive jurisdiction over Probate matters, duly appointed Inde-
pendent Executrix Without Bond of the Estate of
Geo. J. Penn, Deed
and ~~hand as such fixed by said Court at the sum of~~

~~DOLLARS.~~

~~that, on the~~ day of A. D. 189, the Bond
of the said in the
said sum of ~~DOLLARS.~~

was approved by said Court, and that the said Alice V. Penn
did, on the 5 day of April, 1900, take and subscribe the oath
prescribed by law as such Independent Executrix and has therefore duly qualified as
the Independent Executrix, without Bond
of the Estate of the said Geo. J. Penn, Deed, as the law requires.

TO CERTIFY WHICH witness my hand and Official Seal at

Office in the City of Dallas, this 5th day

of April A. D. 1900

A. S. Jackson
County Clerk, Dallas County.

By J. F. Cullen Deputy.

State of Texas, :
County of Dallas, : In Probate Court, Dallas County, Texas.
November Term A.D. 1899.

To the Honorable Kenneth Foree, Probate Judge:

Your petitioner Mrs. Alice V. Penn respectfully represents that she resides in Dallas County, Texas.

That Geo. T. Penn died testate on the -----day of October A.D., 1899, in Dallas County, Texas; that at the time of his death said Geo. T. Penn was a resident citizen of Dallas County, Texas. That he left an estate of the probable value of about \$5000.00, consisting of personal property and real estate in Dallas County, Texas; that he left a last will which is hereto attached and exhibited to the court, wherein and whereby he devised his entire estate to your petitioner and constituted her independent executrix in said will.

That your petitioner is entitled to and is not disqualified from accepting letters of administration. Wherefore the premises considered your petitioner prays that due and proper citation issue upon this application to probate said will, and that upon hearing hereof that said will be probated, and that she be appointed independent executrix under said will in accordance with the terms thereof, and for all such other and further orders as may be proper in the premises.

Kearby & Muse,
Atty. for Mrs. Alice V. Penn.

2704

*Estate of Geo. P. Ramsey,
Deceased*

*Application to
probate will.*

FILED

OCT 11 1899

A. S. JACKSON, Clerk,
Co. Court Dallas County.

J. Carter Deputy

Recorded in Minutes

DM - Oct 11 99

FILED BY THE DALLAS GENEALOGICAL SOCIETY-1978

Estate of Geo.T.Penn, Deceased, :
 No.2709. : April 5th, 1900.

This day came on to be heard the application of Alice V.Penn to probate the last will and testament of Geo.T.Penn, deceased, said application filed October 11th, 1899, as follows, to-wit: (Here the clerk will copy the application of Alise V.Penn for the probate of the will filed October 11th, 1899).

And it appearing to the court that due and legal service of said application for the probate of said will had been had as required by law, and the will of the said Geo.T.Penn, deceased, being produced in open court, the said will being as follows, to-wit: (Here the clerk will copy Geo.T.Penn's will in full).

And thereupon W.W.Weston, one of the subscribing witnesses to said will appeared in open court, and being duly sworn testified as to the execution of the said will by Geo.T.Penn, the decedent, and that he and the witnesses named ⁱⁿ by said will had signed the same at the request of the said Geo.T.Penn, in the presence of Geo.T.Penn and in the presence of each other, and had seen him sign said will, and his said testimony being reduced to writing in open court and signed and sworn to by him and filed in the records of this case, said testimony being as follows, to-wit: (Here the clerk will copy the proof of the will as made by W.W.Weston in full).

And it appearing to the court from the evidence that the will produced in open court was the last will and testament of the said Geo. T.Penn , deceased, and that the said Geo.T.Penn died in Dallas County, on the -----day of *Oct*-----, 1899, and that his estate, of which he died possessed is situated in Dallas County, Texas, consisting of real property of the probable value of \$10000.00, and that Mrs. Alice V. Penn his mother wa s named as independent executrix without bond and was constituted under the terms of said will as sole devisee under said will; and that she the said Alice V. Penn is in all respects qualified to act as such executrix ,and is not disqualified by law from accepting letters

of administration under the terms of said will.

It is the opinion of the court that said instrument of writing aforesaid should be established as the last will and testament of the said Geo.T.Penn, deceased, and that Alice V.Penn is the sole devisee under said will, and entitled to letters ^{as} of independent executrix upon said estate.

It is therefore ordered, adjudged and decreed by the court that the foregoing instrument be and the same is hereby established, proved and probated as the last will and testament of Geo.T.Penn, deceased; that Alice V.Penn be and she is hereby adjudged the sole devisee under the terms of said will of the estate of said Geo.T.Penn, deceased, and she is further hereby adjudged and decreed to be the independent executrix of said will without bond, freed and discharged ^{from} of all control of the probate court in the management and disposition of said estate, without any bond being required of her.

It is further ordered, adjudged and decreed that J.F.Fite, J.M.Freeman and W.W.Weston be and they are hereby appointed ^{as} appraisers to appraise and inventory the estate of said decedent Geo.T.Penn.

And thereafter on the same date said Alice V.Penn, sole devisee and independent executrix under said will, ~~and~~ together with J.F. Fite, ~~xxxxxxxxxx~~ and W.W.Weston of the foregoing named appraisers filed in this court an inventory and appraisement of said estate, showing the same to consist of 41 1/2 acres of land in Dallas County, Texas, valued at \$10350.00; and on said same date the said inventory and appraisement being examined by the court ~~that~~ ^{the} same is in all things approved and established as the inventory of the said estate of Geo.T.Penn, deceased.

And thereafter, on the same date, the said Alice V.Penn duly made and subscribed to the oath of office as independent executrix under said will, without bond, and letters of administration issued to her as independent executrix of said estate, without bond.

And it is ordered, adjudged and decreed by the court that the

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Court at the City of New York, this 15th day of June, 1973.

said Alice V. Penn be and she is hereby decreed and adjudged to be the independent executrix, without bond, of said estate, and sole devisee under the terms of said will; and said administration under said will requiring that no further orders or supervision be made by the probate court, the said administration is declared to be and is hereby closed; and the said Alice V. Penn is adjudged as independent executrix under said will, to have and to possess the said entire estate of said decedent and entitled to manage and dispose of the same without the further orders of the probate court; and the costs of this proceeding are directed to be paid in the terms of the law.

FILED BY THE DALLAS GENEALOGICAL SOCIETY-1978

NO. 2709.
ESTATE OF GEO. T. PENN DECEASED.

JUDGMENT ON APPLICATION OF MRS.
ALICE V. PENN TO PROBATE WILL OF
GEO. T. PENN.
#####

*Entered
P-80 to 85-*

AL SOCIETY-1978

The State of Texas
County of Dallas

Know all men
by these presents that I, George S. Penn
of the County of Dallas in the State of
Texas being of sound mind, and recog-
-nizing the certainty of death and the
-uncertainty of life, and desiring while
I may to direct the disposition of my
estate after my death in accordance
with my wishes and the just claims
of my heirs, do hereby make public and declare
this to be my last will and testament
hereby revoking all other wills that
may have heretofore been made by me.
Item 1. I direct the payment of all my
just debts out of my estate to be made
by my executor hereinafter named as soon
as may be.

Item 2. I will, give devise and bequeath
unto my beloved mother Mrs Alice V
Penn of Dallas County, Texas, all property,
real and personal and of every kind
whatssoever of which I may die possessed
including all claims, choses in action, mixed
property, and property of every character
and description which I own or to which
I may be entitled at the time of my
death, to have and to own absolutely
and in fee simple forever.

Item 3. I name, appoint and constitute
my said mother Mrs Alice V Penn sole
executrix of this my said last will
and testament, and having an abiding
trust and confidence in her, and with
ability to manage said estate, all of which
is devised to her solely by this will, it
is my wish and desire that I direct that

no bond whatsoever shall be required of her as such executrix of this my last will and testament; And I further direct that no proceedings whatsoever shall be had by the Probate Court in reference to my estate further than the necessity of probating of this my last will and testament as is required by law.

In testimony whereof, I have hereunto signed my name this 18th day of September A.D. 1899, in the presence of the subscribing witnesses hereto, who subscribe as witnesses hereto at my request and in my presence and in the presence of each other.

George T. Penn

The said George T. Penn having signed his name hereto as evidenced above, in our presence, we the undersigned, at the request of the said George T. Penn subscribe as witnesses hereto, in his presence and in the presence of each other this the 18th day of September A.D. 1899.

J. F. Fite
J. M. Freeman
W. W. Weston

2709
Post Hill and
Testament of
George C. Penn.

FILED

OCT 7 1899

A. S. JACKSON, Clerk,
Co. Court Dallas County,

J. H. [Signature] Deputy

Recorded in Minutes